

In the Senate of the United States,

November 19, 1999.

Resolved, That the bill from the House of Representatives (H.R. 764) entitled “An Act to reduce the incidence of child abuse and neglect, and for other purposes.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***TITLE I—THE CHILD ABUSE PRE-***
2 ***VENTION AND ENFORCEMENT***
3 ***ACT***

4 ***SEC. 101. SHORT TITLE.***

5 *This title may be cited as the “Child Abuse Prevention*
6 *and Enforcement Act”.*

7 ***SEC. 102. GRANT PROGRAM.***

8 *Section 102(b) of the Crime Identification Technology*
9 *Act of 1998 (42 U.S.C. 14601(b)) is amended by striking*
10 *“and” at the end of paragraph (15), by striking the period*

1 *at the end of paragraph (16) and inserting “; and”, and*
 2 *by adding after paragraph (16) the following:*

3 *“(17) the capability of the criminal justice sys-*
 4 *tem to deliver timely, accurate, and complete crimi-*
 5 *nal history record information to child welfare agen-*
 6 *cies, organizations, and programs that are engaged in*
 7 *the assessment of risk and other activities related to*
 8 *the protection of children, including protection*
 9 *against child sexual abuse, and placement of children*
 10 *in foster care.”.*

11 **SEC. 103. USE OF FUNDS UNDER BYRNE GRANT PROGRAM**
 12 **FOR CHILD PROTECTION.**

13 *Section 501(b) of title I of the Omnibus Crime Control*
 14 *and Safe Streets Act of 1968 (42 U.S.C. 3751) is*
 15 *amended—*

16 *(1) by striking “and” at the end of paragraph*
 17 *(25);*

18 *(2) by striking the period at the end of para-*
 19 *graph (26) and inserting a semicolon; and*

20 *(3) by adding at the end the following:*

21 *“(27) enforcing child abuse and neglect laws, in-*
 22 *cluding laws protecting against child sexual abuse,*
 23 *and promoting programs designed to prevent child*
 24 *abuse and neglect; and*

1 “(28) *establishing or supporting cooperative pro-*
 2 *grams between law enforcement and media organiza-*
 3 *tions, to collect, record, retain, and disseminate infor-*
 4 *mation useful in the identification and apprehension*
 5 *of suspected criminal offenders.”.*

6 **SEC. 104. CONDITIONAL ADJUSTMENT IN SET ASIDE FOR**
 7 **CHILD ABUSE VICTIMS UNDER THE VICTIMS**
 8 **OF CRIME ACT OF 1984.**

9 (a) *IN GENERAL.*—Section 1402(d)(2) of the Victims
 10 of Crime Act of 1984 (42 U.S.C. 10601(d)(2)) is amended—

11 (1) *by striking “(2) the next \$10,000,000” and*
 12 *inserting “(2)(A) Except as provided in subpara-*
 13 *graph (B), the next \$10,000,000”; and*

14 (2) *by adding at the end the following:*

15 “(B)(i) *For any fiscal year for which the amount*
 16 *deposited in the Fund is greater than the amount de-*
 17 *posited in the Fund for fiscal year 1998, the*
 18 *\$10,000,000 referred to in subparagraph (A) plus an*
 19 *amount equal to 50 percent of the increase in the*
 20 *amount from fiscal year 1998 shall be available for*
 21 *grants under section 1404A.*

22 “(ii) *Amounts available under this subparagraph*
 23 *for any fiscal year shall not exceed \$20,000,000.”.*

24 (b) *INTERACTION WITH ANY CAP.*—Subsection (a)
 25 *shall be implemented so that any increase in funding pro-*

1 *vided thereby shall operate notwithstanding any dollar lim-*
2 *itation on the availability of the Crime Victims Fund estab-*
3 *lished under the Victims of Crime Act of 1984.*

4 ***TITLE II—JENNIFER’S LAW***

5 ***SECTION 201. SHORT TITLE.***

6 *This title may be cited as “Jennifer’s Law”.*

7 ***SEC. 202. PROGRAM AUTHORIZED.***

8 *The Attorney General is authorized to provide grant*
9 *awards to States to enable States to improve the reporting*
10 *of unidentified and missing persons.*

11 ***SEC. 203. ELIGIBILITY.***

12 *(a) APPLICATION.—To be eligible to receive a grant*
13 *award under this title, a State shall submit an application*
14 *at such time and in such form as the Attorney General may*
15 *reasonably require.*

16 *(b) CONTENTS.—Each such application shall include*
17 *assurances that the State shall, to the greatest extent*
18 *possible—*

19 *(1) report to the National Crime Information*
20 *Center and when possible, to law enforcement authori-*
21 *ties throughout the State regarding every deceased un-*
22 *identified person, regardless of age, found in the*
23 *State’s jurisdiction;*

24 *(2) enter a complete profile of such unidentified*
25 *person in compliance with the guidelines established*

1 *by the Department of Justice for the National Crime*
2 *Information Center Missing and Unidentified Persons*
3 *File, including dental records, DNA records, x-rays,*
4 *and fingerprints, if available;*

5 *(3) enter the National Crime Information Center*
6 *number or other appropriate number assigned to the*
7 *unidentified person on the death certificate of each*
8 *such unidentified person; and*
9 *(4) retain all such records pertaining to uniden-*
10 *tified persons until a person is identified.*

11 **SEC. 204. USES OF FUNDS.**

12 *A State that receives a grant award under this title*
13 *may use such funds received to establish or expand pro-*
14 *grams developed to improve the reporting of unidentified*
15 *persons in accordance with the assurances provided in the*
16 *application submitted pursuant to section 203(b).*

17 **SEC. 205. AUTHORIZATION OF APPROPRIATIONS.**

18 *There are authorized to be appropriated to carry out*
19 *this title \$2,000,000 for each of fiscal years 2000, 2001, and*
20 *2002.*

Attest:

Secretary.

106TH CONGRESS
1ST SESSION

H. R. 764

AMENDMENT